



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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Michael O. Leavitt
Governor

Lowell P. Braxton
Division Director

August 14, 1998

Ron Teseneer
Bureau of Land Management
Fillmore Field Office
35 East 500 North
Fillmore, Utah 84631

Re: Acceptance of Notice of Intention to Commence Small Mining Operations, Pretty in Pink Project, S/027/073, Millard County, Utah

Dear Mr. Teseneer:

Thank you for forwarding the Notice for David Penney's, Pretty in Pink Project, located in the SW1/4 of Section 24 and the W1/2 of Section 25, T25S, R19W, Millard County, Utah. Your agency's designated number for this project is UTU-075878. The Division received the notice information on July 17, 1998; however, due to permitting priorities and personal schedules we were not able to process this notice within fifteen days of our receipt.

The Division has evaluated the above mentioned Notice under the Small Mining Operation section of our Rules. The information provided in the notice meets the requirements of Rule R647-3 of the 1988 Division of Oil, Gas and Mining Minerals Rules, and Title 40-8, et seq., of the Utah Mined Land Reclamation Act of 1975. No additional information is required from the operator by the Division at this time.

The Utah Mined Land Reclamation Act of 1975 [40-8-7(I)] provides the authority for fee implementation which was approved by the Utah Legislature at its 1998 session. Commencing July 1, 1998, the fees are assessed to new and existing notices of intention, and annually thereafter. Small Mining Notices require a \$100.00 fee which the operator must submit to the Division within 30 days from the date of this letter.

It is understood that the Division will notify your office of any permitting concerns we may have, and in turn, your office, acting as 'Lead Agency' will notify the operator accordingly. We have enclosed SMO-NOI Summary, Operation and Reclamation Practices, as taken from Notice of Intention to Commence Small Mining Operations (form MR-SMO). By accepting this Notice the Division expects the operator to comply with the practices listed on this page. If the operator cannot comply with these practices, then a variance request must be provided to and formally approved by the Division. This request would include the particular practice which the operator cannot comply with and an explanation describing the reasons why they cannot comply. A variance request is not required for the practices which refer to features which are nonexistent at the project site. In the interest of time

Page 2
Ron Teseneer
S/027/073
August 14, 1998

and due to our delayed review of this notice, we have sent the operator a copy of the SMO-NOI summary along with a copy of this letter.

Please provide us with a copy of your final completeness/approval letter to the operator. In addition, if you receive additional information or amendments for this operation, please notify us so we can update our files. Please reference our designated file number S/027/073 when forwarding additional information on this project to us.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Munson", with a long horizontal flourish extending to the right.

Tom Munson
Senior Reclamation Specialist

jb
Enclosure: SMO-NOI Summary
cc: Roger L. Bon, UGS
David Penney, Operator, w/encl
Tracking File
S027073.noi